

**AMENDMENTS TO THE CLAIMS**

1. (Currently amended): A portable telephone with functions of receiving television and recording capable of programmed recording comprising:

- a receiver for receiving waves of a television broadcast;
- a receiving state detector for detecting a receiving state of the waves of television broadcast before recording;
- a memory storing programmed recording information;
- a detector for detecting that it is at a time point preceding a set start time of the programmed recording based on the programmed recording information stored in the memory;
- a receiving state detection activator for activating the receiving state detector so that the receiving state detector detects the receiving state a predetermined amount of time preceding the set start time of the programmed recording;
- a judger for judging whether the recording is permitted based on a detected result of the receiving state detector; and
- a notifier for notifying the user that the recording is not permitted, if it is judged that the recording is not permitted, wherein

the receiving state comprises the reception level of the television broadcast waves, and the notifier performs notification by showing on a display a message that the recording is not permitted.

2. (Canceled)

3. (Previously presented): A portable telephone according to claim 1 wherein the receiving state detector repeats the detection operation after being activated by the receiving state detection activator, the judger repeats the judging operation, and the notifier repeats the notifying operation until it is judged that the recording is permitted or until the user cancels the programmed recording.

4-5. (Canceled)

6. (Previously presented): The portable telephone according to claim 1, wherein the notifier performs notification by a production of sound or vibration.

7. (New): A method, comprising:  
receiving waves of a television broadcast on a receiver;  
detecting a receiving state of the waves of the television broadcast before recording;  
storing programmed recording information;  
detecting that it is at a time point preceding a set start time of a programmed recording based on the programmed recording information;  
activating the detecting the receiving state so that the receiving state is detected a predetermined amount of time preceding the set start time of the programmed recording;  
judging whether the recording is permitted based on a detected result of the detecting the receiving state; and  
notifying the user that the recording is not permitted, if it is judged that the recording is not permitted, wherein  
the receiving state comprises a reception level of the television broadcast waves, and  
the notifying comprises displaying a message that the recording is not permitted.

8. (New): The method of Claim 7, wherein  
the detecting the receiving state is repeated after being activated,  
the judging is repeated, and  
the notifying is repeated until it is judged that the recording is permitted or until the programmed recording is canceled.

9. (New): The method of Claim 7, wherein notifying produces sound or vibration.